

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

MMC 20/20 INC.,

Plaintiff,

v.

CAPITAL BLUE CROSS,

Defendant.

CIVIL ACTION
NO. 18-3592

PAPPERT, J.

January 4, 2019

ORDER

AND NOW, this 4th day of January, 2019, upon consideration of Defendant's Motion to Dismiss, (ECF No. 15), Plaintiff's Response, (ECF No. 16), and Defendant's Reply, (ECF No. 17), it is hereby **ORDERED** that Defendant's Motion is **GRANTED** and Counts II, III and IV are dismissed with prejudice.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.